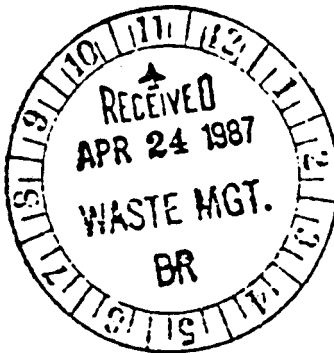


LAW OFFICES

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1439 COURT PLACE
DENVER, COLORADO 80202-5091
303-825-5400

April 22, 1987

Mr. Larry Wapinsky
Environmental Protection Agency
999 18th Street
Denver, CO 80294

Dear Mr. Wapinsky:

Thank you kindly for setting up a meeting with the seven scientists, the Acting Regional Administrator and Mr. Robert Dupree on April 29, 1987, at 3:30 p.m. at the Rocky Mountain Room of your offices for a preview of their position. I am enclosing a number of materials and papers of these scientists. I am also enclosing a letter from Mayor Peña who evidently had some advice from other scientists before framing his pertinent questions to the Colorado Department of Health.

It looks as if the EPA will have the scientific and moral responsibility to make the decision. This is so because the composition of the Colorado Department of Health is lacking in adequate scientific knowledge in making a decision to burn or not to burn. Furthermore, recent action of the legislature has cut all funding of the Attorney General in the hazardous waste area for enforcement of Superfund activities, which has been delegated by you to the state by statute. These scientists will have taken time off from their research projects and positions as friends and advisors of the Colorado Department of Health and Environmental Protection Agency so you may act intelligently to prevent this imminent hazard to our environment and citizens.

Thank you kindly for your cooperation.

Sincerely yours,

Walter L. Gerash

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Encs.

ADMIN RECORD

SW-A-003924